

To be entitled an act to constitute the Commissioner of Agriculture a member of the Board of Trustees of the Internal Improvement Fund of the State of Florida,

The vote was :

Yeas—Messrs. Bailey of 22d, Bailey of 16th, Bielby, Brett, Bryant, Crosby, Drake, Hardee, Hendry, Kirk, King, Pirrong, Randell, Rogers, Rosborough, Swearingen, Tompkins, Tuten and Wilkinson—19.

Nays—None.

So Senate Bill No. 58 passed, title as stated.

Mr. Bielby moved that the Senate adjourn until 10 o'clock to-morrow morning ;

Which was agreed to.

The Senate stood so adjourned.

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TUESDAY, April 16th, 1889.

The Senate met pursuant to adjournment.

The President in the Chair.

The roll was called and the following Senators answered to their names :

Mr. President, Messrs. Bailey 22d District, Bailey 16th District, Bielby, Brett, Bryant, Coulter, Drake, Hammond, Hardee, Hendry, Hind, Kirk, King, Parkhill, Pirrong, Randell, Rosborough, Smith, Swearingen, Tompkins, Tuten, Wilkinson and Yancey—24.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

On motion of Mr. Tompkins, Mr. Crosby was excused.

Senators King, Yancey, Stapleton, Hind and Smith asked to have the fact placed on the Journal that their absence since Wednesday, the 10th inst., was caused by committee work—visiting the Deaf and Dumb Institute at St. Augustine, and other duties connected therewith.

INTRODUCTION OF BILLS.

By Mr. Hammond :

Senate Bill No. 66 :

To be entitled an act to repeal section 88, page 832, McClellan's Digest of the Laws of Florida ;

Which was read the first time and referred to the Committee on Judiciary.

By Mr. Rogers :

Senate Bill No. 67 :

To be entitled an act to repeal all laws or parts of laws which impose a license tax upon dealers in general merchandise ;

Which was read the first time and referred to the Committee on Finance and Taxation ; also

Senate Bill No. 68 :

To be entitled an act to allow teachers of the public schools of this State to use Miller's Business Arithmetic, in connection with any other series of school books, when desired by the patrons ;

Which was read the first time and referred to the Committee on Education.

Mr. Hammond, Chairman of the Committee on Judiciary, submitted the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., April 16, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: Your Committee on Judiciary, to whom was referred—

Senate Bill No. 38 :

"A bill to be entitled an act to amend Section one (1) of chapter 748, Laws of Florida ;" also,

Senate Bill No. 39 :

"A bill to be entitled an act to authorize the levy and sale under execution of any interest whatever, legal or otherwise, of judgment debtors ;"

Have had the same under consideration, and recommend that they do not pass.

Very respectfully,

E. M. HAMMOND,
Chairman Committee.

Also the following :

SENATE CHAMBER,
TALLAHASSEE, Fla., April 15, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: Your Committee on Judiciary, to whom was referred—

House Bill No 13 :

A bill to be entitled an act relating to the payment of taxes by persons holding mortgages or other liens against real estate,

Have had the same under consideration and recommend that it do pass.

Very respectfully,

E. M. HAMMOND,
Chairman Committee.

Also the following :

SENATE CHAMBER,
TALLAHASSEE, Fla., April 16, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: Your Committee on Judiciary, to whom was referred—

Senate Bill No. 23 :

An act to repeal an act entitled an act to punish any one who sells, pledges or mortgages property subject to a statutory lien, with intent to defraud the lien-holder, also to punish any one who buys or receives such property with like intent; also

Senate Bill No. 24 :

An act to repeal an act entitled an act to suppress gambling houses and gambling; also

Senate Bill No. 34 :

An act providing against trapping, snaring or killing of certain birds and animals, or offering the same for sale during certain seasons, and providing for the appointment of Game Commissioners,

Have had the same under consideration, and recommend that they do not pass.

Very respectfully,

E. M. HAMMOND,
Chairman Committee.

Also the following :

SENATE CHAMBER,
TALLAHASSEE, Fla., April 15, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: Your Committee on Judiciary, to whom was referred—

Senate Bill No. 31 :

A bill to be entitled an act to provide for levies upon and sale of stock in corporations; also

Senate Bill No. 32 :

A bill to be entitled an act relating to the cancelation of mortgages; also

Senate Bill No. 33 :

A bill to be entitled an act providing for the contest of the probate of wills before the same are probated; also

Senate Bill No. 36 :

An act entitled an act to suppress gambling houses and gambling,

Have had the same under consideration and recommend that they do pass.

Very respectfully,

E. M. HAMMOND,
Chairman Committee.

Senate Bill No. 23, by request of Mr. Hammond, was referred back to the Judiciary Committee for the correction of an error.

On motion of Mr. Bielby, the courtesies of the Senate Chamber were extended to Mr. Sumner C. Chandler, of Palatka.

Mr. Yancey offered—

Senate Concurrent Resolution No. 24 :

Relating to inviting Prof. Terrell, of the Deaf and Dumb Institute, to come before the Legislature with four of his pupils ;

Which was read and adopted.

On motion of Mr. Yancey, the rules were waived by a two-thirds vote, and—

Senate Concurrent Resolution No. 24,

Was ordered to be certified to the House of Representatives.

It was so certified.

BILLS ON SECOND READING.

House Bill No. 13 :

To be entitled an act relating to the payment of taxes by persons holding mortgages or other liens against real estate,

Was read the second time and passed to its third reading.

Senate Bill No. 38 :

To be entitled an act to amend section 1 of chapter 748, Laws of Florida,

Was read the second time,

Which, on motion of Mr. Swearingen, was indefinitely postponed.

Senate Bill No. 39 :

To be entitled an act to authorize the levy and sale under execution of any interest whatever, legal or equitable, of judgment debtors,

Was read the second time.

On motion of Mr. Rogers, the further consideration of Senate Bill No. 39 was indefinitely postponed.

Senate Bill No. 24 :

To be entitled an act to repeal an act entitled an act to suppress gambling houses and gambling,

Was read, and by permission was withdrawn by the introducer.

Senate Bill No. 34 :

To be entitled an act providing against trapping, snaring or killing of certain birds and animals, or offering the same for sale during certain seasons, and providing for the appointment of game commissioners,

Was read the second time, and by permission was withdrawn by introducer.

Senate Bill No. 31 :

To be entitled an act for liens upon and sale of stock in corporations,

Was read the second time and ordered to be engrossed.

A message was received from the Governor.

Senate Bill No. 32 :

To be entitled an act relating to the cancellation of mortgages,

Was read the second time and ordered to be engrossed.

Mr. Bailey of the 22d District moved that the vote to engross be reconsidered, and 100 copies ordered printed, the bill to remain on its second reading ;

Which was agreed to,

And the order made.

Senate Bill No. 33 :

To be entitled an act providing for the contest of wills before the same are probated,

Was read the second time,

And ordered to be engrossed.

Mr. Bryant in the chair.

Senate Bill No. 36 :

To be entitled an act to suppress gambling houses and gambling,

Was read the second time.

Mr. Randell moved that Senate Bill No. 36 remain upon its second reading, and that 100 copies of the bill be printed ;

Which was agreed to,

And the order made.

Senate Substitute for Senate Bill No. 4 :

To be entitled an act to establish a Bureau of Agriculture, and to define the powers and duties of the Commissioner of Agriculture,

Was taken up on its second reading for consideration.

Mr. Rogers moved that substitute for Senate Bill No. 4 be considered by sections ;

Which was agreed to.

Section 1 was read.

On motion of Mr. Rogers, section 1 was adopted.

Section 2 was read.

On motion of Mr. Rogers, section 2 was adopted.

Section three was read.

On motion of Mr. Rogers Section three was adopted.
Section four was read and adopted.
Section five was read.

Mr. Yancey offered the following amendment to Section five:

Amend first paragraph of Section five by inserting between the words "State" and "with," in line three, the following words: "and also the topographical features of said counties;" Which, on motion of Mr. Rogers, was adopted.

Mr. Bielby offered the following amendment:

In Section five, line 28, after the word "agricultural," insert "horticultural, pomological;"

Which, on motion of Mr. Bailey, was adopted.

On motion of Mr. Rogers Section five was adopted as amended.

The special hour for consideration of—

Senate Bill No. 1:

To be entitled an act to provide for the working and maintaining of the public roads and bridges in this State, and for creating of the office of Superintendent of Public Roads.

Having arrived, on motion the special order was deferred until the consideration of Senate Bill No. 4 on its second reading was completed.

Section 6 was read.

Mr. Bailey, of 22d District, offered the following amendment:

In Section 6, line 2, after the word "tax-payer" strike out "and" and insert "who are."

Mr. Bielby offered the following amendment:

In Section 6, line 2, after the word "tax-payer" strike out "and heads of families";

Pending consideration of which a message was received from the House of Representatives.

Mr. Bielby moved that the amendment to the amendment be adopted;

Which was agreed to and the amendment to the amendment was adopted.

Mr. Randell offered the following amendment:

In section 6, line 10, after the word "agriculture," strike out all to word "and," in line 12;

Which was not agreed to.

On motion of Mr. Swearingen section 6 as amended was adopted.

Section 7 was read and adopted.

Section 8 was read and adopted.

Senate Bill No. 4 was ordered to be engrossed.

On motion of Mr. Swearingen—

Senate Bill No. 1:

To be entitled an act to provide for the working and maintaining of the public roads and bridges in this State, and for the creating of the office of Superintendent of Public Roads, Was called up for consideration.

Mr. Houstoun moved that Senate Bill No. 1 be referred to the Joint Committee on Roads and Bridges;

Which was agreed to, and Senate Bill No. 1 was so referred.

On motion of Mr. Bailey, 22d District, Messrs. Houstoun and King were added to the Joint Committee on Roads and Bridges.

On motion of Mr. Yancey, Mr. Bailey, of the 22d, was also added to said committee, and the action of the Senate ordered to be certified to the House of Representatives.

A message was received from the House of Representatives.

On motion of Mr. Randell, Mr. Rogers was added to Joint Committee on Roads and Bridges;

Mr. Kirk moved that Senator Hammond be added to the Committee on Roads and Bridges,

Which the Chair ruled was agreed to.

Mr. Bielby moved that the Senate take a recess until 4 o'clock p. m.;

Which was agreed to.

So the Senate took a recess.

FOUR O'CLOCK P. M.

The Senate resumed its session.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Bielby, Brett, Bryant, Coulter, Hardee, Hind, Houstoun, Jenkins, Kirk, Parkhill, Pirrong, Randell, Rosbor-

ough, Smith, Swearingen, Tompkins, Tuten, Wilkinson and Yancey—22.

A quorum present.

On motion of Mr. Rosborough, the courtesies of the Senate Chamber were extended to Judge Ashby, of Gainsville.

On motion of Mr. Houstoun, Judge Norman and Mr. Mills, of St. Augustine, were invited within the bar of the Senate.

Senate Bill No. 26 :

To be entitled an act to amend section 1 of an act entitled an act to provide for and regulate the payment of costs and expenses in certain cases of criminal prosecutions by the State,

Was read the second time ;

Which, by permission, was withdrawn by the introducer.

Mr. Bailey of the 16th District, Chairman of the Committee on Enrolled Bills, made the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., April 16, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR : Your Committee on Enrolled Bills, to whom was referred—

Memorial to Congress asking for a weekly mail route from Macclenny, in Baker County, to Johnsville, in same county, State of Florida ; also,

A Memorial to Congress asking for the relief of William P. Head, of Hillsborough County, Florida ; also,

Senate Joint Resolution No. 18 :

To authorize the Comptroller to cancel certain tax sale certificates ; also,

An act to establish a Criminal Court of Record in the County of Lake,

Beg leave to report that the Committee have examined the same and find that they have been correctly enrolled, and submit for signature of the President and Secretary of the Senate.

Very respectfully,

JAMES S. BAILEY,
Chairman of Committee.

By permission, Mr. Houstoun introduced—

Senate Bill No. 69 :

To be entitled an act to provide for the admission from other States of the United States of Companies or associations carrying on the business of life or casualty insurance on the assessment or natural premium plan ;

Which was read the first time by its title and referred to Committee on Judiciary.

Mr. Tuten, chairman of Committee on Claims, submitted the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., April 16, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR : Your Committee on Claims, to whom was referred—

Senate Bill No. 59,

Have considered same, and recommend that it do not pass.

Very respectfully,

J. D. TUTEN,
Chairman Committee.

BILLS ON THIRD READING.

House Bill No. 13 :

To be entitled an act relating to the payment of taxes by persons holding mortgages or other liens against real estate,

Was read the third time and put upon its passage.

Upon the passage of House Bill No. 13, the vote was :

Yeas—Mr. President, Messrs. Bailey 22d District, Bailey 16th District, Bielby, Brett, Bryant, Coulter, Hammond, Hardee, Hind, Jenkins, Kirk, Parkhill, Pirrong, Randell, Rogers, Rosborough, Smith, Tompkins, Tuten, Wilkinson and Yancey—21.

Nays—Mr. Swearingen—1.

So House Bill No. 13 :

To be entitled an act relating to the payment of taxes by persons holding mortgages or other liens against real estate,

Passed, title as stated.

On motion of Mr. Kirk the Senate went into executive session.

The doors were closed

The doors were opened.

President *pro tem.* Kirk in the chair.

President Wall was excused for the balance of the week.

On motion of Mr. Bryant, messages from the House of Representatives were taken up for consideration.

The following message from the House of Representatives was read :

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., April 16th, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Substitute for House Bills Nos. 36, 40, 41, 47 and 68:

An act to protect and preserve the game birds and other birds herein named, and animals of the State of Florida, and to affix penalties for violation of same,

And ask concurrence of Senate therein ;

Also, has passed—

Senate Bill No. 22 :

Entitled an act to continue the rights, privileges and grants of the Silver Springs, Ocala & Gulf Railroad Company.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

Substitute for House Bills Nos. 36, 40, 41, 47 and 68 :

To be entitled an act to protect and preserve the game birds and other birds herein named, and animals of the State of Florida, and to affix penalties for violation of same,

Was read the first time by its title and referred to the Committee on Agriculture.

Also the following :

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., April 16, 1889. }

HON. J. B. WALL,

President of the Senate :

SIR: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 30 :

A bill to be entitled an act making the certificates of the Commissioner of Agriculture receivable in evidence ;

Also has passed—

House Bill No. 62 :

A bill to be entitled an act to legalize the incorporation and municipal government of the town of Lakeland, in the county of Polk ; also,

House Joint Resolution No. 13 :

To Congress of United States praying for mail route from Kissimmee City to Fort Bassinger, in Osceola county, Florida.

Very respectfully,

B. R. MILAM,

Chief Clerk of the House of Representatives.

House Joint Resolution No. 13 :

To Congress of the United States praying for a mail route from Kissimmee City to Fort Bassinger, in Osceola county,

Was read the first time by its title, and referred to Judiciary Committee.

Senate Bill No. 30 :

To be entitled an act making certificates of the Commissioner of Agriculture receivable in evidence,

Was ordered to be enrolled.

House Bill No. 62 :

To be entitled an act legalizing the incorporation and municipal government of the town of Lakeland, in the county of Polk,

Was read first time by its title.

On motion of Mr. Bryant, the rules were waived by a two-thirds vote.

thirds vote and House Bill No. 62 was read second time by its title.

On motion of Mr. Bryant, the rules were further waived by a two-thirds vote and House Bill No. 62

Was read the third time and put upon its passage.

Upon the passage of House Bill No. 62 the vote was :

Yeas—Messrs. Bailey 22d District, Bailey 16th District, Bielby, Brett, Bryant, Coulter, Hardee, Hendry, Hind, Houston, Jenkins, Kirk, Parkhill, Pirrong, Randell, Rogers, Rosborough, Smith, Swearingen, Tompkins, Tuten, Wilkinson and Yancey—23.

Nays—None.

So House Bill No. 62 passed, title as stated.

By permission Mr. Tuten introduced Senate Bill No. 70 :

To be entitled an act to repeal an act entitled an act to regulate the sale of liquors, wine and beer in the State of Florida by the Boards of County Commissioners of the several counties.

Which was read the first time by its title and referred to the Committee on Temperance.

Mr. Hind moved that the Senate adjourn ;

Which was not agreed to.

Mr. Wilkinson moved that the Senate adjourn.

Mr. Bielby raised the point of order that no business had intervened since the last motion to adjourn.

The Chair ruled the point of order well taken.

By permission, Mr. Houston introduced—
Senate Memorial,

Asking for postal route ;

Which was read the first time by its title.

On motion of Mr. Houston, the rules were further waived, and the memorial was read the second time by its title.

On motion of Mr. Randell, the rules were further waived by a two-thirds vote, and—

Senate Memorial

Was read the third time and put upon its passage.

Upon the passage of Senate Memorial,

The vote was :

Yeas—Messrs. Bailey 22d, Bailey 16th, Bielby, Brett, Bryant, Coulter, Hardee, Hendry, Hind, Houston, Jenkins, Kirk,

King, Parkhill, Pirrong, Randell, Rogers, Rosborough, Smith, Swearingen, Tompkins, Tuten, Wilkinson and Yancey—24.

Nays—None.

So Senate Memorial passed, title as stated.

On motion of Mr. Tuten, the courtesies of the Senate Chamber were extended to Hon. B. B. Blackwell, of Suwannee.

By permission, Mr. Hendry offered—

Senate Memorial asking the privilege of declaring Orange creek navigable and to define its purpose ;

Which was read the first time by its title and referred to the Committee on Commerce.

By permission, Mr. Parkhill introduced—

Senate Bill No. 71 :

To be entitled an act to repeal an act to fix the license tax of stevedores ;

Which was read the first time by its title and referred to the Committee on Commerce and Navigation.

By permission, Mr. Hammond introduced—

Senate Bill No. 72 :

To be entitled an act to amend chapter 3124, Laws of Florida, "entitled an act to allow married women to testify in all civil cases where their husbands are parties and not disqualified ;"

Which was read first time by its title and referred to the Judiciary Committee.

Mr. Hind introduced—

Senate Bill No. 73 :

To be entitled an act in relation to deeds, mortgages and other instruments in writing ;

Which was read the first time by its title and referred to the Committee on Judiciary.

Mr. Bailey of 16th District, moved that the Senate adjourn until 10 o'clock to-morrow morning ;

Which was agreed to.

The Senate stood so adjourned.